

REMARKS

This Amendment is being filed in response to the Office Action mailed January 23, 2008, which has been reviewed and carefully considered. Reconsideration and allowance of the present application in view of the amendments made above and the remarks to follow are respectfully requested.

Claims 1 and 4-17 remain in this application, where claims 2-3 and 18 have been canceled without prejudice. Applicants reserve the right to reintroduce subject matter deleted herein at a later time during the prosecution of this application or continuing applications.

By means of the present amendment, claims 4-8, 10 and 12-17 have been amended for non-statutory reasons, such as beginning the dependent claims with 'The' instead of 'A'. Such amendments to claims 4-8, 10 and 12-17 were not made in order to address issues of patentability and Applicants respectfully reserve all rights under the Doctrine of Equivalents.

In the Office Action, the Examiner objected to the Abstract for including legal phraseology. In response, the current Abstract

has been deleted and substituted with the enclosed New Abstract which better conforms to U.S. practice. Accordingly, withdrawal of the objection to the Abstract is respectfully requested.

In the Office Action, claims 1, 4-6 and 8 are rejected under 35 U.S.C. §112, second paragraph as allegedly indefinite. Without agreeing with the Examiner, and in the interest of advancing prosecution, claims 1, 4-6 and 8 have been amended to remove the alleged informality noted by the Examiner. It is respectfully submitted that the rejection of claims 1, 4-6 and 8 has been overcome and an indication as such is respectfully requested.

In the Office Action, claims 1-6 and 8-18 are rejected under 35 U.S.C. §102(b) as allegedly anticipated by U.S. Patent Application Publication No. 2003/0162556 (Libes). Further, claim 7 is rejected under 35 U.S.C. §103(a) as allegedly unpatentable over Libes in view of U.S. Patent No. 6,130,602 (O'Toole). It is respectfully submitted that claims 1 and 4-17 are patentable over Libes and O'Tool for at least the following reasons.

Libes is directed to a method and system for communication between two wireless-enabled devices. Each wireless-enabled device includes a wireless handshake plug that is capable of transmitting

and receiving data. When the two plugs are brought into physical proximity of each other, a communication link is established.

It is respectfully submitted that Libes does not teach or suggest the present invention as recited in independent claim 1, and similarly recited in independent claims 9 and 11 which, amongst other patentable elements, recites (illustrative emphasis provided):

exchanging identifiers of the first device and
the second device,
establishing the link if the duration exceeds a
predetermined value and the identifications are new,
and
removing the link if a first identifier of the
first device is already present at the second device.

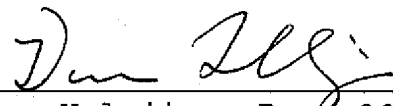
Libes is not even concerned with removing any links, and does not disclose or suggest removing the link if a first identifier of the first device is already present. O'Tool is cited to allegedly show other features and does not remedy the deficiencies in Libes.

Accordingly, it is respectfully requested that independent claims 1, 9 and 11 be allowed. In addition, it is respectfully submitted that claims 4-8, 10 and 12-17 should also be allowed at least based on their dependence from independent claims 1, 9 and 11, as well as their individually patentable elements.

In addition, Applicants deny any statement, position or averment of the Examiner that is not specifically addressed by the foregoing argument and response. Any rejections and/or points of argument not addressed would appear to be moot in view of the presented remarks. However, the Applicants reserve the right to submit further arguments in support of the above stated position, should that become necessary. No arguments are waived and none of the Examiner's statements are conceded.

In view of the above, it is respectfully submitted that the present application is in condition for allowance, and a Notice of Allowance is earnestly solicited.

Respectfully submitted,

By 
Dicran Halajian, Reg. 39,703
Attorney for Applicant(s)
April 21, 2008

THORNE & HALAJIAN, LLP
Applied Technology Center
111 West Main Street
Bay Shore, NY 11706
Tel: (631) 665-5139
Fax: (631) 665-5101